

REQUIRES MONITORING OR  
STAFF ACTION \_\_\_\_\_**COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTERS	<input type="checkbox"/>	DATE	<u>May 24, 2005</u>
MOTOR CARRIER MATTERS	<input type="checkbox"/>	DOCKET NO.	<u>2005-1-E - -</u>
UTILITIES MATTERS	<input checked="" type="checkbox"/>		_____

**SUBJECT:**

DOCKET NO. 2005-1-E – Carolina Power & Light Company dba Progress Energy Carolinas, Inc. – Annual Review of Base Rates for Fuel Costs. Discuss with the Commission a Joint Motion Requesting Approval of Settlement Agreement filed by Shannon Bowyer Hudson.

**COMMISSION ACTION:**

Move that the Joint Motion Requesting Approval of Settlement Agreement be granted in part.

Move that the pre-filed direct testimony of ORS witness A.R. “Randy” Watts and the pre-filed revised direct testimony with errata sheet of ORS witness Jacqueline Cherry be accepted into the record without objection.

Further Move that, at this time, with one exception, only the attorneys for the parties need to appear before the Commission at the hearing scheduled for Wednesday, May 25, 2005 beginning at 10:30 AM to acknowledge their respective client’s consent to the proposed settlement agreement and their respective client’s belief that the agreement and new fuel factor is in the interest of the parties and the public interest. The exception to that statement would be that the Commission require the appearance of Mr. A.R. “Randy” Watts of the Office of Regulatory Staff as a witness at the Wednesday hearing, for the limited purpose of addressing questions related to the terms of the proposed settlement and any of the facts supporting the settlement. Mr. Watts is to be available to answer Commissioners’ and ORS’ questions, but may also be made available for any clarifying questions that the other parties may have as the result of his testimony. Further, the Commission should reserve the right to call, at a later date prior to July 1, the other witnesses who have prefiled testimony in this Docket, if the Commission believes after Wednesday’s hearing that it needs further information prior to making its decision in this Docket.

Also move that the remainder of the Joint Motion be held in abeyance until further notice.

PRESIDING	<u>Mitchell</u>				Session: Regular
	MOTION	YES	NO	OTHER	Time of Session <u>2:30 p.m.</u>
CLYBURN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		APPROVED _____
FLEMING	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	APPROVED STC 30 DAYS _____
HAMILTON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING _____
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		DENIED _____
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		AMENDED _____
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED _____
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	SUSPENDED _____
					CANCELED _____
					SET FOR HEARING _____
					ADVISED _____
					CARRIED OVER _____
					RECORDED BY <u>SCHMIEDING</u>

\* Commissioner Wright was attending a NARUC meeting in Washington, DC.